## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA NORTHERN DIVISION

| EUPHRATES EARL BEAN, | )   |                                  |
|----------------------|-----|----------------------------------|
| Plaintiff,           | ) ) |                                  |
| v.                   | )   |                                  |
| CITY OF MONTGOMERY,  | )   | CASE NO. 2:18-CV-521-WKW<br>[WO] |
| Defendant.           | )   |                                  |

## **ORDER**

On May 2, 2019, the Magistrate Judge filed a Recommendation (Doc. # 25) that Defendant's motion for summary judgment (Doc. # 20) be granted and that Plaintiff's motion titled "the municipality to pay claim to pro se eggshell Plaintiff Euphrates E. Bean" (Doc. # 23) be denied. The court construes Plaintiff's May 9, 2019 nonsensical "motion hear summary judgement with the right to appeal" (Doc. # 26) as a timely objection to the Recommendation.

Upon an independent and *de novo* review of the record and Recommendation, see 28 U.S.C. § 636, it is ORDERED as follows:

- 1. The Magistrate Judge's Recommendation (Doc. # 25) is ADOPTED;
- 2. Defendant's motion for summary judgment (Doc. # 20) is GRANTED.
- 3. Plaintiff's motion titled "the municipality to pay claim to pro se eggshell Plaintiff Euphrates E. Bean" (Doc. # 23) is DENIED; and

| 4. Plaintiff's objections (Doc. # 26) are OVERRULED. |  |  |
|--|--|--|
| Final judgement will be entered separately.          |  |  |
| DONE this 7th day of June, 2019.                     |  |  |
| /s/ W. Keith Watkins                                 |  |  |
| UNITED STATES DISTRICT JUDGE                         |  |  |
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